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UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

**GAYLE DISQUE,**

CV # 09-685-HA

Plaintiff,

vs.

ORDER


**COMMISSIONER of Social Security,**

Defendant.

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Attorney fees in the amount of \$10,828.50 are hereby awarded to Plaintiff's attorney pursuant to 42 U.S.C. § 406(b). The court finds this is a reasonable fee. If Plaintiff's attorney receives a fee pursuant to the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412(d), the smaller of the two fees awarded must be refunded to the claimant. Any amount withheld (including the EAJA fee offset) after all administrative and court attorneys fees are paid should be released to the claimant.

DATED this 25 day of January, 2011.

  
United States District Judge

Presented by:  
s/ Tim Wilborn, OSB # 944644  
(503) 632-1120  
Attorney for Plaintiff